



# THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

## UNITED STATES DEPARTMENT OF COMMERCE

United States Patent and Trademark Office

*January 14, 2005*

**THIS IS TO CERTIFY THAT ANNEXED HERETO IS A TRUE COPY FROM THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK OFFICE OF THOSE PAPERS OF THE BELOW IDENTIFIED PATENT APPLICATION THAT MET THE REQUIREMENTS TO BE GRANTED A FILING DATE.**

**APPLICATION NUMBER: 60/530,965**

**FILING DATE: *December 19, 2003***

**RELATED PCT APPLICATION NUMBER: *PCT/US04/43097***



Certified By

Jon W Dudas

Under Secretary  
of Commerce for Intellectual Property  
and Acting Director of the  
United States Patent and Trademark Office

**BEST AVAILABLE COPY**

Customer Number **2 1 8 3 9****PROVISIONAL APPLICATION FOR PATENT COVER SHEET**

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 C.F.R. § 1.53(c).

<b>Docket Number</b>	028870-271	<b>Type a plus sign (+) inside this box</b>	+
----------------------	------------	---	---

**INVENTOR(s)/APPLICANT(s)**

LAST NAME	FIRST NAME	MIDDLE INITIAL	RESIDENCE (CITY AND EITHER STATE OR FOREIGN COUNTRY)
Greenspan	David	C.	Gainesville, Florida U.S.A.
LaTorre	Guy		Gainesville, Florida U.S.A.

☐ Additional inventors are being named on the \_\_\_\_\_ separately numbered sheets attached hereto.**TITLE OF THE INVENTION (500 characters max)**

COMPOSITIONS AND METHODS FOR PREVENTING OR REDUCING PLAQUE AND/OR GINGIVITIS USING A BIOACTIVE GLASS CONTAINING DENTIFRICE

**CORRESPONDENCE ADDRESS**Burns, Doane, Swecker & Mathis, L.L.P.  
Customer Number **2 1 8 3 9**  
Post Office Box 1404  
Alexandria

<b>STATE</b>	Virginia	<b>ZIP CODE</b>	22313-1404	<b>COUNTRY</b>	United States of America
--------------	----------	-----------------	------------	----------------	--------------------------

**ENCLOSED APPLICATION PARTS (check all that apply)**

- ☒ Specification    Number of Pages    23    ☐ Other (specify)
- ☐ Drawing(s)    Number of Sheets
- ☐ Application Data Sheet. See 37 CFR 1.76

**METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT (check one)**

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. § 1.27.   | <b>PROVISIONAL FILING FEE AMOUNT(S)</b> | <input checked="" type="checkbox"/> \$80.00 (2005) |
| <input type="checkbox"/> A check or money order is enclosed to cover the Provisional filing fees.   |   |  |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge any deficiency in filing fees or credit any overpayment to Deposit Account No. 02-4800. This paper is submitted in duplicate. |   | <input type="checkbox"/> \$160.00 (1005)           |

The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.

☒ No.☐ Yes, the name of the U.S. Government agency and the Government contract number are:**BURNS DOANE**BURNS DOANE SWECKER & MATHIS LLP  
ATTORNEYS AT LAW**PROVISIONAL APPLICATION FOR PATENT  
COVER SHEET**

Page 1

Respectfully submitted,

SIGNATURE Mary B. Grant

DATE December 19, 2003

TYPED or PRINTED NAME Mary B. Grant

Registration No. 32,176  
(if appropriate)

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

"Express Mail" Mailing Label No.: EV 171996343 US Date of Deposit: December 19, 2003

Donnie S. Dietrich

Donnie S. Dietrich

Typed Name:



21839

PROVISIONAL APPLICATION  
FOR  
COMPOSITIONS AND METHODS FOR PREVENTING  
OR REDUCING PLAQUE AND/OR GINGIVITIS  
USING A BIOACTIVE GLASS  
CONTAINING DENTIFRICE

by

David C. Greenspan

Guy LaTorre

"Express Mail" label No. EV171996343US

Date of Deposit 12-19-03

I hereby certify that this paper or fee is being deposited  
with the United States Postal Service "Express Mail Post  
Office to Addressee" service under 37 CFR 1.10 on the date  
indicated above and is addressed to the Commissioner for  
Patents P.O. Box 1450 Alexandria, VA 22313-1450

Donnie S. Dietrich  
(Type or printed name of person mailing paper  
or fee)

Donnie S. Dietrich  
(Signature of person mailing paper or fee)

BURNS, DOANE, SWECKER & MATHIS, L.L.P.  
P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(919) 941-9240

Attorney's Docket No. 028870-271



**COMPOSITIONS AND METHODS FOR PREVENTING OR  
REDUCING PLAQUE AND/OR GINGIVITIS USING A  
BIOACTIVE GLASS CONTAINING DENTIFRICE**

**BACKGROUND OF THE INVENTION**

Field of the Invention

**[0001]** The present application relates to the prevention or reduction of plaque on teeth by application of a non-aqueous bioactive glass composition. The present application further relates to the prevention or reduction of gingivitis by application of a non-aqueous bioactive glass composition.

Description of Related Art

**[0002]** It is well established that tooth decay, development of plaque, plaque build-up, gingivitis, periodontal disease and other conditions of the oral cavity are associated with pathogens such as *Actinobacillus actinomycetemcomitans*, *Porphyromonas gingivalis*, *Actinomyces naeslundii*, and/or *Streptococcus mutans*, among many others. For most individuals, proper oral care, including brushing with a standard, commercial dentifrice and appropriate toothbrush along with the use of dental floss daily will maintain proper oral health. Even with proper oral health care, a significant number of persons suffer from tooth decay, plaque build-up and gingivitis that can lead to serious oral health issues. It is estimated that over 150,000,000 cavities are filled in the United States every year at a cost of over \$11 billion, and that over 20% of the adult population suffers from some form of gingivitis, from mild inflammation to severe gingival bleeding.

**[0003]** Gingivitis is a first form of periodontal disease typically caused by the long-term effects of plaque deposits. Plaque is the sticky, colorless, film material that develops on the exposed portions of the teeth. Unremoved plaque mineralizes into a hard deposit called calculus or tartar that becomes trapped at the base of the tooth. Plaque and calculus cause mechanical irritation and inflammation while bacteria in plaque causes the gums to

become infected, swollen and tender. Other causes of gingivitis may include overly vigorous brushing or flossing the teeth or other injury or trauma to the gums. The conditions and problems stemming from plaque, plaque build-up and gingivitis may eventually lead to tooth loss, and a general degradation in a patient's overall health.

**[0004]** In order to address the issues surrounding oral health, the use of antibiotic mouth rinses such as Peridex<sup>®</sup> which contains chlorhexadine, or other such products, have been employed. While such products may be somewhat effective in reducing gingivitis, there are many drawbacks to using such mouth rinses for any period of time. The use of such products may result in increased resistance of the oral microorganisms to the drug in the mouth rinse, the antibiotic used has the potential of staining the teeth after prolonged use of the antibiotic and the ingredients in toothpaste used with the mouth rinse may lessen the effectiveness of the chlorhexadine, thus necessitating adherence to strict timing of the usage of the mouth rinse. In most instances, for example, the manufacturer recommends waiting at least 30 minutes after brushing to insure that all traces of toothpaste are removed. Thus, mouth rinses do not provide a satisfactory long term approach for the prevention or reduction of plaque, plaque build-up and/or gingivitis.

**[0005]** Other approaches to gingivitis have been tried. U.S. Patent No. 6,190,643, issued to Stoor et al., describes methods for reducing the viability of detrimental oral microorganisms in an individual and for prevention and/or treatment of diseases caused by such microorganisms, such as dental caries and/or gingivitis, and for whitening of an individual's teeth, wherein the methods are ostensibly due to the reduction of the viability and, thus, the decrease of the number of detrimental oral microorganisms.

**[0006]** The method described in Stoor et al. comprises subjecting the individual's oral cavity and/or root canals to a bioactive glass, the average particle size of which is less than 100  $\mu\text{m}$ . Bioactive glasses, as used in

Stoor et al., are well known in the art, and have demonstrated an ability to regenerate bone tissue when implanted into bony defects. U.S. Patent No. 4,851,046, issued to Low et al., describes the use of particulate bioactive and biocompatible glass of relatively large particles of 90 to 710  $\mu\text{m}$  for repair of periodontal osseous defects. U.S. Patent No. 5,834,008, issued to Greenspan et al., discloses a composition for the healing of wounds and burns comprising particulates of bioactive glass and at least one topical antibiotic wherein the particle size range of the bioactive glass is less than 90 microns.

**[0007]** Bioactive glasses have additionally been used for other indications in the oral cavity. U.S. Patent No. 6,086,374, issued to Litkowski et al. discloses the use of bioactive glass of varying particulate size, including a remineralizing amount of bioactive glass for remineralization of teeth, sealing fissures and/or pits, lining tooth structure, treating decay, capping pulp, treating sensitive post surgical tooth structure, sealing dentinal tubules and providing a surface for tissue regeneration. Litkowski et al. indicates that the use of bioactive glass particles in the size ranges disclosed produce a stable crystalline hydroxy carbonate apatite layer deposited onto and into the dentin tubules to obtain the desired effects.

**[0008]** Likewise, U.S. Patent No. 5,735,942, issued to Litkowski et al. (1998), describes the use of varying sizes of bioactive glass particles for treatment of dentin hypersensitivity and occluding dentinal tubules. The bioactive glass compositions described form a rapid and continuous reaction with body fluids due to the immediate and long term ionic release of Ca and P from the core silica particles to produce a stable crystalline hydroxy carbonate apatite layer deposited onto and into the dentin tubules for the immediate and long term reduction of dentin hypersensitivity.

**[0009]** The bioactive glass as used in the Stoor patent is preferably administered as a composition comprising particles of bioactive glass

admixed into water or an aqueous solution. Especially preferable is a paste comprising about 40 to 80 weight % of bioactive glass. The composition is to be administered and remain in the oral cavity for 10 minutes. The examples show that the composition of Stoor et al. results in an increase of pH of the bioactive glass mixture, when exposed to water, from 6.9 to about 10.8 after 10 minutes. Other tests showed a pH increase from 7 to 11 within 60 minutes upon use of bioactive glass particles less than 45 microns in size. Stoor et al. states that the antibacterial effect of the bioactive glass on the microorganisms tested may be due to high pH, osmotic effects and the  $\text{Ca}^{2+}$  concentration.

**[0010]** The utilization of a material which has a pH of about 10-11 which is applied for a prolonged period in the mouth is unworkable for use on a routine, daily basis. First, the high pH will irritate the oral tissues with prolonged exposure and will likely cause some tissue sloughing and pain to the patient. Second, patient compliance is likely to be minimal if one is required to maintain contact of the bioactive glass particles for any period of time greater than what is normally expected with daily tooth brushing (about 30 seconds to two minutes).

**[0011]** Thus, there is still a need in the art for methods and compositions for the prevention and reduction of plaque build-up and gingivitis which are satisfactory for long term use and are conducive to patient compliance.

#### BRIEF SUMMARY OF THE INVENTION

**[0012]** In one aspect of the invention, a method for preventing or reducing plaque or plaque build-up in an individual is provided comprising contacting all or a portion of the individual's oral cavity with a non-aqueous composition comprising a carboxyvinyl polymer, a humectant, a polyethylene glycol and about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns for a time effective to prevent or reduce plaque or plaque build-up. The non-aqueous composition may



optionally contain a dentally acceptable abrasive. All or a portion of an individual's oral cavity is typically contacted with the non-aqueous composition for the amount of time generally used to brush one's teeth. Preferably, the contacting will be continued for between about 30 seconds and about 2 minutes.

**[0013]** In another aspect of the invention, a method for preventing or reducing gingivitis in an individual is provided comprising contacting all or a portion of the individual's oral cavity with a non-aqueous composition comprising a carboxyvinyl polymer, a humectant, a polyethylene glycol and about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns for a time effective to prevent or reduce gingivitis. The non-aqueous composition may optionally contain a dentally acceptable abrasive. All or a portion of an individual's oral cavity is typically contacted with the non-aqueous composition for the amount of time generally used to brush one's teeth. Preferably, the contacting will be continued for between about 30 seconds and about 2 minutes.

**[0014]** In a further aspect of the invention, a non-aqueous composition for preventing or reducing plaque or plaque build-up on teeth is provided comprising about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns in a non-aqueous carrier wherein the non-aqueous composition has a pH of about 6.0 to about 8.0, and wherein the pH of the non-aqueous composition increases less than about 1.5 pH unit upon exposure of the non-aqueous composition to an oral environment.

**[0015]** In a further aspect of the invention, a non-aqueous composition for preventing or reducing gingivitis is provided comprising about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns in a non-aqueous carrier wherein the non-aqueous composition has a pH of about 6.0 to about 8.0, and wherein the pH of the

composition increases less than about 1.5 pH unit upon exposure of the composition to an oral environment.

## DETAILED DESCRIPTION OF THE INVENTION

**[0016]** The present invention provides non-aqueous compositions containing bioactive glass particles which compositions prevent or reduce plaque, plaque build-up and/or gingivitis. The non-aqueous compositions of the invention may be incorporated into oral hygiene compositions including a dentifrice such as a toothpaste or a composition to be applied by a dentist as a paste.

**[0017]** Surprisingly, it has been discovered that when low levels of small bioactive glass particles are included in amounts from about 2 to about 10 % by weight in non-aqueous formulations, the resulting compositions are stable, pass ISO (International Organization for Standardization) standards, and may be used as effective dentifrice compositions. These compositions have unexpectedly high levels of antimicrobial activity against oral pathogens when placed in the oral cavity and clinical studies have demonstrated that these formulations are effective at reducing gingivitis and plaque when used in a standard daily routine of normal tooth brushing twice daily. Unexpectedly, the pH of the non-aqueous compositions of the invention does not increase to deleterious levels upon application of the bioactive glass containing non-aqueous compositions to the teeth and/or gums of an individual.

**[0018]** As used herein, the term "plaque" means sticky material that develops on and around the exposed portions of teeth, consisting of material such as bacteria, mucus and food debris. The term "plaque build-up" means plaque which remains on the teeth after one or more routine brushings of the teeth.

**[0019]** As used herein, the term "preventing plaque" means precluding the development of plaque on and around the exposed portions of teeth or reducing the risk of plaque forming on and around the exposed portions of teeth.

**[0020]** As used herein, the term "reducing plaque" mean decreasing or lessening the amount of plaque forming on and around the exposed portions of teeth.

**[0021]** As used herein, the term "preventing plaque build-up" means precluding the development of plaque which remains on teeth after one or more routine brushings of the teeth or reducing the risk of plaque remaining on the teeth after one or more routine brushings of the teeth.

**[0022]** As used herein, the term "reducing plaque build-up" means decreasing or lessening the total amount of plaque remaining on one or more teeth after one or more routine brushings of the teeth.

**[0023]** As used herein, "gingivitis" means inflammation of the gums or gingiva due to bacteria-containing plaque on one or more adjacent teeth.

**[0024]** As used herein, "preventing gingivitis" means precluding the development of inflammation of the gums or gingiva due to bacteria-containing plaque on one or more adjacent teeth or reducing the risk of inflammation of the gums or gingiva due to bacteria-containing plaque on one or more adjacent teeth.

**[0025]** As used herein, "reducing gingivitis" means decreasing or lessening any inflammation of the gums or gingiva due to bacteria-containing plaque on one or more adjacent teeth.

**[0026]** As used herein, the term "non-aqueous" means anhydrous or substantially free of water. The individual components of the non-aqueous composition may contain limited amounts of water as long as the overall composition remains substantially free of water.

**[0027]** As used herein, the term "dentifrice" includes any preparation used in cleansing all or a portion of the oral cavity of an individual.

**[0028]** As used herein, term "toothpaste" includes any semi-solid dentifrice preparation presented in the form of a paste, cream or gel specially prepared for the public for cleaning the accessible surfaces of teeth.

**[0029]** As used herein, the term "oral cavity" means an individual's teeth, and gums, including all periodontal regions including teeth down to the gingival margins and/or the periodontal pockets.

**[0030]** As used herein, the term "average particle size" in general means that some particles will be smaller and some particles will be bigger than the size specified. For purposes of this application and by way of example, where a non-aqueous composition contains bioactive glass particles of an average particle size of less than about 10 microns, typically 90-95% of the particles will be less than about 20 microns. Where the non-aqueous composition contains bioactive glass particles of an average particle size of less than about 5 microns, typically 90-95% of the particles will be less than about 15 microns. Where the non-aqueous composition contains bioactive glass particles of an average particle size of less than about 2 microns, typically 90-95% of the particles will be less than about 6 microns.

**[0031]** As used herein the terms "bioactive glass" or "biologically active glass" mean an inorganic glass material having an oxide of silicon as its major component and which is capable of bonding with growing tissue when reacted with physiological fluids. By way of example, a bioactive glass in



accordance with the invention is a glass composition that will form a layer of hydroxycarbonate apatite in vitro when placed in a simulated body fluid. A bioactive glass as used herein is also biocompatible such that it does not trigger an overwhelmingly adverse immune response in the body, such as in the oral cavity.

**[0032]** Bioactive glasses are well known to those skilled in the art, and are disclosed, for example, in *An Introduction to Bioceramics*, L. Hench and J. Wilson, eds. World Scientific, New Jersey (1993), the entire contents of which is hereby incorporated by reference.

**[0033]** Typically, the compositions of the invention include particulate bioactive and biocompatible glass with a composition as follows: between about 40 and about 86% by weight of silicon dioxide ( $\text{SiO}_2$ ), between about 0 and about 35% by weight of sodium oxide ( $\text{Na}_2\text{O}$ ), between about 4 and about 46 % by weight calcium oxide ( $\text{CaO}$ ), and between about 1 and about 15% by weight phosphorus oxide ( $\text{P}_2\text{O}_5$ ). Preferably, the glass includes between about 40 and about 60% by weight of silicon dioxide ( $\text{SiO}_2$ ), between about 10 and about 30% by weight of sodium oxide ( $\text{Na}_2\text{O}$ ), between about 10 and 30% by weight calcium oxide ( $\text{CaO}$ ), and between about 2 and 8% by weight phosphorus oxide ( $\text{P}_2\text{O}_5$ ). The oxides can be present as solid solutions or mixed oxides, or as mixtures of oxides.

**[0034]**  $\text{CaF}_2$ ,  $\text{B}_2\text{O}_3$ ,  $\text{Al}_2\text{O}_3$ ,  $\text{MgO}$  and  $\text{K}_2\text{O}$  may be included in the composition in addition to silicon, sodium, phosphorus and calcium oxides. The preferred range for  $\text{CaF}_2$  is between about 0 and about 25% by weight. The preferred range for  $\text{B}_2\text{O}_3$  is between about 0 and about 10% by weight. The preferred range for  $\text{Al}_2\text{O}_3$  is between about 0 and about 4% by weight. The preferred range for  $\text{K}_2\text{O}$  is between about 0 and about 8% by weight. The preferred range for  $\text{MgO}$  is between about 0 and about 5% by weight.

**[0035]** The most preferred glass is NovaMin<sup>®</sup>, also known as 45S5 Bioglass, which has a composition including about 45% by weight silicon dioxide, about 24.5% by weight sodium oxide, about 6% by weight phosphorus oxide, and about 24.5% by weight calcium oxide.

**[0036]** Particulate, non-interlinked bioactive glass is preferred in the present invention. That is, the glass is in the form of small, discrete particles, rather than a fused matrix of particles or a mesh or fabric (woven or non-woven) of glass fibers. Note that under some conditions the discrete particles of the present invention may tend to cling together because of electrostatic or other forces but are still considered to be non-interlinked. The average particle size is less than about 10 microns or less, preferably less than about 5 microns, and ideally, less than about 2 microns. Particle size, as used herein, is measured by SEM or other optical microscopy techniques, or by laser light scattering techniques (i.e., using a Coulter counter).

**[0037]** The glass composition can be prepared in several ways, to provide melt-derived glass, sol-gel derived glass, and sintered glass particles. The sintered particles can be in sol-gel derived, or pre-reacted melt derived form. Sol-gel derived glass is generally prepared by synthesizing an inorganic network by mixing metal alkoxides in solution, followed by hydrolysis, gelation, and low temperature (around 200-900°C) firing to produce a glass. Sol-gel derived glasses produced this way are known to have an initial high specific surface area compared with either melt-derived glass or porous melt-derived glass. Melt derived glass is generally prepared by mixing grains of oxides or carbonates, melting and homogenizing the mixtures at high temperatures, typically between about 1250 and 1400°C. The molten glass can be fritted and milled to produce a small particulate material.

**[0038]** The bioactive glass particles are preferably melt-derived. In each preparation, it is preferred to use reagent grade glass and/or chemicals, especially since the glass and/or chemicals are used to prepare materials which ultimately are used in the oral cavity.

**[0039]** The amount of bioactive glass particles in the non-aqueous composition of the invention typically will be about 2 to about 10% by weight. Preferably, about 2 to about 3% by weight bioactive glass particles are used in the non-aqueous composition.

**[0040]** The non-aqueous compositions of the invention include bioactive glass particulates in a non-aqueous carrier. Because of the reactivity of bioactive glass particulates when exposed to an aqueous environment, most common ingredients used for making dentifrices are not appropriate for containing the bioactive glass. For example, it has been discovered that, when using an aqueous based dentifrice and adding even 2.5% bioactive glass particles, within a few months, the pH of the dentifrice compositions will rise to over 11, which is unacceptable for various international standards for commercial toothpastes (BS 5136:1981 and ISO 11609:1995, for example, limit the pH to 10.5). However, in the non-aqueous compositions of the present invention, the pH does not increase to a deleterious level on the shelf or in the oral cavity. Without being bound by any theory, it is believed that through the use of low levels of small bioactive glass particles as described herein in a non-aqueous carrier, the desired antimicrobial effect with attendant prevention and/or reduction in plaque, plaque build-up and/or gingivitis can be obtained without a rise in pH detrimental to tissues of the oral cavity.

**[0041]** The non-aqueous compositions of the invention may include any suitable non-aqueous carrier which is substantially nonreactive with bioactive glass particulates and may be used in a dentifrice composition. Such non-aqueous carrier formulations are described, for example, in U.S. Patent No.

5,882,630, issued to Gates et al. (1999), the contents of which are hereby incorporated herein in their entirety.

**[0042]** Non-aqueous compositions useful in the present invention preferably include a non-aqueous dentifrice carrier comprising a carboxyvinyl polymer, a humectant and a polyethylene glycol. Optionally, a dentally acceptable abrasive may be used in the non-aqueous dentifrice carrier. The non-aqueous composition additionally comprises bioactive glass particulates.

**[0043]** Suitable carboxyvinyl polymers for use in non-aqueous compositions of the invention are copolymers of acrylic acid cross-linked with polyallylsucrose, for example, carbomers such as Carbopol 974 and 934, or cross-linked with divinyl glycol, for example, Noveon AA-1. Carbopol™ polymers are manufactured by B.F. Goodrich Company. Carbopol™ 974 is preferred.

**[0044]** The carboxyvinyl polymer may be present in the range of from about 0.1 to about 7.5% w/w, preferably from about 0.3 to about 1.0%, more preferably about 0.35% by weight of the non-aqueous composition.

**[0045]** Suitable humectants for use in the present invention include glycerin, sorbitol, propylene glycol or mixtures thereof. It is well known that commercially available glycerin may contain between 0.5-2.0% by weight of water which is in association with the glycerin. Typically this amount is between 0.5-1.0% by weight. This small amount of water is bound to the glycerin and is therefore not available to the other ingredients. The skilled person would still consider a composition containing glycerin as being non-aqueous. The humectants should in any case be as anhydrous as possible and preferably used in solid form.



Glycerin is a preferred humectant.

**[0046]** As the humectant is used to make the formulations up to 100%, the humectant may be present in the range of from about 20 to about 90% by weight of the non-aqueous composition. Preferably the humectant is present from about 35 to about 75%, more preferably from about 45 to about 70% by weight of the non-aqueous composition.

**[0047]** The polyethylene glycol is selected so that it will reduce any stickiness from the formulation and give a smooth textured product. Suitably, the polyethylene glycol will be selected from PEG 300 and PEG 400. PEG 400 is preferred.

**[0048]** Advantageously, the polyethylene glycol is present in the range of from about 0.1 to about 40%, preferably about 15 to about 20% by weight of the non-aqueous composition.

**[0049]** Preferably, and in order to produce a product that is smooth and does not show any signs of stickiness, use of a particular ratio of carboxyvinyl polymer to polyethylene glycol is desirable.

**[0050]** Advantageously, the ratio of carboxyvinyl polymer to polyethylene glycol is in the range of about 1:15 to about 1:20, preferably about 1:17.5.

**[0051]** A dentally acceptable abrasive may optionally be added to the non-aqueous composition. Advantageously, the presence or absence of a dentally acceptable abrasive as well as the amount of such abrasive may be used to selectively control the abrasivity of the dentifrice composition made with the non-aqueous compositions of the invention. By way of example, the bioactive glass particles may provide an acceptable amount of abrasivity for the non-aqueous composition depending upon the ultimate use. By further

way of example, a desired amount of dentally acceptable abrasive may be added to increase the abrasivity of the overall non-aqueous composition.

**[0052]** Suitable abrasives for use in the non-aqueous composition include, for example, amorphous, gelled, precipitated or fumed silica, zinc orthophosphate, sodium bicarbonate (baking soda), plastic particles, alumina, hydrated alumina, calcium carbonate, calcium pyrophosphate, insoluble metaphosphates or mixtures thereof.

**[0053]** The silica abrasive may be a natural amorphous silica, for instance diatomaceous earth; or a synthetic amorphous silica such as a precipitated silica. By way of example, the silica abrasive may be Syloid 63.

**[0054]** Generally, an amount of abrasive suitable for use in the non-aqueous composition of the present invention will be empirically determined to provide an acceptable level of cleaning and polishing, in accordance with the techniques well known in the art. Suitably, the abrasive will be present in from about 0 to about 60%, preferably from about 5 to about 30%, by weight of the non-aqueous composition.

**[0055]** Advantageously, a thickening agent is present in the formulation to give the product a rheology closer to that of a conventional dentifrice. Preferably, the thickening agent is an inorganic thickener. Suitably, the thickening agent is a thickening silica, for instance, Syloid 244FP.

**[0056]** The thickening silica will be in the range of from about 0.01 to about 10%, preferably about 2.0 to about 7.0% by weight of the non-aqueous composition.

**[0057]** The non-aqueous composition may additionally optionally contain other agents conventionally used in dentifrice formulations. Typically, these optional agents should not adversely affect the pH or reactivity of the overall

non-aqueous composition. Such agents may include, by way of example, coloring agents, whitening agents such as titanium dioxide, flavoring agents, sweetening agents such as saccharin, cyclamate or acesulfame K, breath freshening agents such as sodium bicarbonate, foaming agents such as sodium lauryl sulfate, or preservatives.

**[0058]** In general, the optional agents may be used in a minor amount or proportion of the overall formulation. By way of example, such components are usually present in from about 0.001 to about 5 % by weight of the non-aqueous composition.

**[0059]** In a preferred aspect of the invention, a dentifrice composition is prepared with the following components in percent by weight:

Glycerin	about 50 to about 60
Polyethylene glycol	about 15 to about 18
Abrasive SiO <sub>2</sub>	about 10 to about 15
Thickening SiO <sub>2</sub>	about 2 to about 5
Titanium oxide	about 1
Carbomer	about 0.2 to about 0.4
Acesulfame K	about 0.4
Bioactive glass	about 2 to about 10

**[0060]** The dentifrice composition typically will have a viscosity suitable for application to the oral cavity. The viscosity will vary depending on the type of dentifrice composition made and the ultimate use thereof. One of skill in the art can readily prepare compositions with suitable viscosities for use in the oral cavity from the teachings provided herein.

**[0061]** The initial pH of the non-aqueous compositions generally are about 6.0 to about 8.0. The pH of the composition after contact with saliva or other materials in the oral cavity typically will not rise more than about 1.5

pH unit. It has now been discovered that the relatively small increase in pH observed with the non-aqueous dentifrice compositions of the invention is advantageous due to the use of such compositions in the oral cavity on a daily basis and yet the compositions are effective to prevent and/or reduce plaque, plaque build-up and/or gingivitis.

Example 1

**[0062]** The objective of this study was to determine the antimicrobial properties of a number of bioactive glass (NovaMin®) containing dentifrice formulations against a number of common oral pathogens, and to compare these to a commercially available fluoride dentifrice as negative control.

**[0063]** The microbes used in the study were *S. mutans* (ATCC #25175), *S. sanguinis* (ATCC #10556), *F. nucleatum* (ATCC #10953) and *A. neaslundii* (ATCC # 19039). The bacteria were grown in DE broth to a concentration of at least  $10^6$  CFU/ml. The bioactive glass (NovaMin®) was ground to an average particle size of 12  $\mu$ m. Experimental dentifrices incorporating the bioactive glass particulate were formulated using a non-aqueous carrier based on glycerin. The compositions used are shown in Table II. The bioactive glass was added in either 3 % w/w or 10 % w/w. A commercial, fluoride containing dentifrice was used as a control (Colgate™ regular formula) The test articles were diluted 1:3 in distilled water, and the bacterial colonies were inoculated with the test articles and mixed gently for 30 seconds. At two minutes after inoculation, aliquots were taken and plated on Brain Heart Infusion Agar for three days for the aerobic bacteria and seven days for the anaerobic species. Viable CFU's were visually counted. All experiments presented represent the average of three replicates.

**[0064]** Table I shows the average log reduction in CFU's of the two minute exposure to the various test articles. The bioactive glass containing test groups showed significant levels of bacterial reduction compared to the control dentifrice.



Table I  
**Log Reduction in bacterial CFU's**

SAMPLE	S. Mutans	S. Sanguinis	F. nucleatum	A. naeslundii
3% NM Dentifrice	5.2	8.3	4.5	6.0
10% NM Dentifrice	5.7	8.3	4.7	5.9
Control Dentifrice	1.4	3.0	1.3	1.1

Table II COMPOSITIONS

	3% NovaMin®	10% NovaMin®	NovaMin® Clinical Study Ex. 2
	Ex. 1	Ex. 1	
Glycerin	57.75%	57.75	55.25
PEG 400	17.50	18.50	18.00
K Acesulfame	0.40	0.40	0.40
Carbopol	0.40	0.40	0.40
TiO <sub>2</sub>	1.00	1.00	1.00
Syloid 63	18.00	7.00	15.00
Flavor	0.85	0.85	0.85
Na Lauryl S	1.10	1.10	1.10
Syloid 244FP	5.00	5.00	3.00
NovaMin®	3.00	10.00	5.00

#### Example 2

**[0065]** The objective of this experiment was to evaluate the anti-gingivitis and anti-plaque efficacy of a dentifrice containing a bioactive glass particulate and a negative control dentifrice without bioactive glass in a six week clinical trial.

**[0066]** The study design was a randomized, double-blinded, controlled clinical trial. The protocol was reviewed and approved by the Ethical committee of the Wuhan University, Wuhan Province, China. The Ethics Committee approval was by the Hubei Committee for Oral Health and the study was conducted in the School and Hospital of Stomatology, Wuhan University, China.

**[0067]** One hundred (100) volunteers took part in the study according to the inclusion and exclusion criteria. The subjects received a supragingival prophylaxis to remove all plaque, calculus and extrinsic stain. Following the baseline examination subjects were instructed to brush with their assigned dentifrice and toothbrush. The control dentifrice was the non-aqueous formulation of Table II without any bioactive glass particulate. Abrasive silica was added instead of the NovaMin® particles. The experimental dentifrice was formulated as a non-aqueous paste containing 5 % by weight of bioactive glass particles with an average particle size of 12  $\mu\text{m}$ . The composition used is detailed in Table II.

**[0068]** The levels of Silness & Loe Plaque Index (PLI) and Gingival Bleeding Index (PBI) were determined at baseline (BL) and six weeks. A Student t-test was used to compare the effect between the test and control groups, p value was set at 5% level.

**[0069]** Ninety-five subjects (age range 20-48) finished the study. The PBI (BL,  $1.14 \pm 0.79$ , 6 week  $0.47 \pm 0.36$ ) and PLI (BL  $1.54 \pm 0.34$ , 6 week  $1.29 \pm 0.40$ ) were significantly reduced over the six week period in the test group (n=47) by 58.8% and 16.4% respectively while there was no difference of the PBI (BL  $1.18 \pm 0.71$ , 6 week,  $1.02 \pm 0.56$ ) and PLI (BL  $1.60 \pm 0.37$ , 6 week  $1.57 \pm 0.41$ ) for the control group (n=48).

**[0070]** This study demonstrated that a dentifrice containing bioactive glass in a non-aqueous formulation as detailed significantly improved oral health as measured by a reduction in gingival bleeding and reduction in supra-gingival plaque compared with bioactive glass free dentifrice over the six week study period.

## CLAIMS

1. A method for preventing or reducing plaque or plaque build-up in an individual comprising contacting all or a portion of the individual's oral cavity with a non-aqueous composition comprising a carboxyvinyl polymer, a humectant, a polyethylene glycol and about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns for a time effective to prevent or reduce plaque or plaque build-up.

2. The method of claim 1 wherein the contacting is continued for about 30 seconds to about 2 minutes.

3. The method of claim 1 wherein the carboxyvinyl polymer is a carbomer.

4. The method of claim 1 wherein the humectant is glycerin, sorbitol, propylene glycol or mixtures thereof.

5. The method of claim 1 wherein the non-aqueous composition further comprises a dentally acceptable abrasive.

6. The method of claim 5 wherein the dentally acceptable abrasive is a silica abrasive.

7. The method of claim 1 wherein the non-aqueous composition further comprises a thickening silica.

8. A method for preventing or reducing gingivitis in an individual comprising contacting the individual's oral cavity with a non-aqueous composition comprising a carboxyvinyl polymer, a humectant, a polyethylene glycol and about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns for a time effective to prevent or reduce gingivitis.

9. The method of claim 8 wherein the contacting is continued for about 30 seconds to about 2 minutes.

10. The method of claim 8 wherein the carboxyvinyl polymer is a carbomer.

11. The method of claim 8 wherein the humectant is glycerin, sorbitol, propylene glycol or mixtures thereof.

12. The method of claim 8 wherein the non-aqueous composition further comprises a dentally acceptable abrasive.

13. The method of claim 12 wherein the dentally acceptable abrasive is a silica abrasive.

14. The method of claim 8 wherein the non-aqueous composition further comprises a thickening silica.

15. A non-aqueous composition for preventing or reducing plaque or plaque build-up on teeth comprising about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns in a non-aqueous carrier wherein the non-aqueous composition has a pH of about 6.0 to about 8.0, and wherein the pH of the non-aqueous composition increases less than about 1.5 pH unit upon exposure of the non-aqueous composition to an oral environment.

16. The non-aqueous composition of claim 15 wherein the non-aqueous carrier comprises carboxyvinyl polymer, a humectant, a polyethylene glycol, and a thickening agent.

17. The non-aqueous composition of claim 16 wherein the carboxyvinyl polymer is a carbomer.

18. The non-aqueous composition of claim 16 wherein the humectant is glycerin, sorbitol, propylene glycol or mixtures thereof.

19. The non-aqueous composition of claim 16 wherein the non-aqueous carrier further comprises a dentally acceptable abrasive.

20. The non-aqueous composition of claim 19 wherein the dentally acceptable abrasive is a silica abrasive.

21. The non-aqueous composition of claim 16 wherein the thickening agent is a thickening silica.

22. A non-aqueous composition for preventing or reducing gingivitis comprising about 2 to about 10 % by weight bioactive glass particles having an average particle size of less than about 10 microns in a non-aqueous carrier wherein the non-aqueous composition has a pH of about 6.0 to about



8.0, and wherein the pH of the non-aqueous composition increases less than about 1.5 pH unit upon exposure of the composition to an oral environment.

23. The non-aqueous composition of claim 22 wherein the non-aqueous carrier comprises carboxyvinyl polymer, a humectant, a polyethylene glycol and a thickening agent.

24. The non-aqueous composition of claim 23 wherein the carboxyvinyl polymer is a carbomer.

25. The non-aqueous composition of claim 23 wherein the humectant is glycerin, sorbitol, propylene glycol or mixtures thereof.

26. The non-aqueous composition of claim 23 wherein the non-aqueous carrier further comprises a dentally acceptable abrasive.

27. The non-aqueous composition of claim 23 wherein the thickening agent is a thickening silica.

28. A non-aqueous dentifrice composition comprising about 50 to about 60% by weight glycerin, about 15 to about 18% by weight polyethylene glycol, about 10 to about 15% by weight abrasive silica, about 2 to about 5% by weight thickening silica, about one percent by weight coloring agent, about 0.2 to about 0.4% by weight carbomer, about 0.4% by weight sweetening agent and about 2 to about 10% by weight bioactive glass having an average particle size of less than about 10 microns, wherein the pH of the composition increases less than about 1.5 pH unit upon exposure of the composition to an oral environment.

29. The non-aqueous dentifrice composition of claim 28 comprising about 2 to about 3% by weight bioactive glass.

30. A toothpaste comprising glycerin, a polyethylene glycol, a thickening silica, a carbomer, and about 2 to about 10% by weight bioactive glass having an average particle size of less than about 10 microns, wherein the pH of the toothpaste increases less than about 1.5 pH unit upon exposure of the toothpaste to an oral environment.

## ABSTRACT OF THE DISCLOSURE

Methods and compositions for the prevention and/or reduction of plaque, plaque build-up and/or gingivitis are provided. Bioactive glass compositions are provided which prevent or reduce plaque, plaque build-up and/or gingivitis through the use of low levels of small bioactive glass particles in amounts from about 2 to about 10 % by weight in non-aqueous formulations. The resulting non-aqueous compositions are effective in dentifrice products and are stable and pass ISO (International Organization for Standardization) standards. Moreover, these bioactive glass containing non-aqueous compositions have unexpectedly high levels of antimicrobial activity against oral pathogens.

# Document made available under the Patent Cooperation Treaty (PCT)

International application number: PCT/US04/043097

International filing date: 17 December 2004 (17.12.2004)

Document type: Certified copy of priority document

Document details: Country/Office: US  
Number: 60/530,965  
Filing date: 19 December 2003 (19.12.2003)

Date of receipt at the International Bureau: 26 January 2005 (26.01.2005)

Remark: Priority document submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b)



World Intellectual Property Organization (WIPO) - Geneva, Switzerland  
Organisation Mondiale de la Propriété Intellectuelle (OMPI) - Genève, Suisse

**This Page is Inserted by IFW Indexing and Scanning Operations and is not part of the Official Record.**

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

☐ **BLACK BORDERS**

☒ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**

☐ **FADED TEXT OR DRAWING**

☒ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**

☒ **SKEWED/SLANTED IMAGES**

☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**

☐ **GRAY SCALE DOCUMENTS**

☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**

☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**

☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**